



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/855,018 | 05/15/2001 | David Frank | 9351-060 |

CONFIRMATION NO. 8005

FORMALITIES LETTER



OC000000006290550

001059
BERESKIN AND PARR
SCOTIA PLAZA
40 KING STREET WEST-SUITE 4000 BOX 401
TORONTO, ON M5H 3Y2
CANADA

Date Mailed: 07/12/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$270.
 - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1110.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

09/12/2001 EABUBAK1 00000054 022095 09855018

| | | |
|-----------|---------|-----------|
| 01 FC:201 | | 355.00 OP |
| 02 FC:204 | | 135.00 OP |
| 03 FC:205 | 5.00 CH | 60.00 OP |

09855018-091001

A copy of this notice MUST be returned with the reply.

3/24/01

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09255018 094001
T00F00 BTO5550



BERESKIN & PARR

BOX 401, 40 KING STREET WEST, TORONTO, ONTARIO CANADA M5H 3Y2
PHONE (416) 364-7311-FAX (416) 361-1398-WWW.BERESKINPARR.COM

PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

555.00

Complete if Known

| | |
|----------------------|---------------------|
| Application Number | 09/855,018 |
| Filing Date | May 15, 2001 |
| First Named Inventor | David Frank, et al. |
| Examiner Name | Not Yet Assigned |
| Group Art Unit | 1745 |
| Attorney Docket No. | 9351-60 |

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- Deposit Account Number: 022095
- Deposit Account Name: Bereskin & Parr
- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☒ Applicant claims small entity status. See 37 CFR 1.27
2. ☒ Payment Enclosed: # 3132
- ☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Code (\$) | Small Entity Code (\$) | Fee Description | Fee Paid |
|------------------------|------------------------|------------------------|----------|
| 101 710 | 201 355 | Utility filing fee | 355.00 |
| 106 320 | 206 160 | Design filing fee | |
| 107 490 | 207 245 | Plant filing fee | |
| 108 710 | 208 355 | Reissue filing fee | |
| 114 150 | 214 75 | Provisional filing fee | |

SUBTOTAL (1) (\$) 355.00

2. EXTRA CLAIM FEES

Extra Claims Fee from below Fee Paid

Total Claims: 20** = 0.00

Independent Claims: 3** = 0.00

Multiple Dependent Claims: 135.00 = 135.00

| Large Entity Code (\$) | Small Entity Code (\$) | Fee Description |
|------------------------|------------------------|--|
| 103 18 | 203 9 | Claims in excess of 20 |
| 102 80 | 202 40 | Independent claims in excess of 3 |
| 104 270 | 204 135 | Multiple dependent claim, if not paid |
| 109 80 | 209 40 | ** Reissue independent claims over original patent |
| 110 18 | 210 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$) 135.00

*or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

| Large Entity Code (\$) | Small Entity Code (\$) | Fee Description | Fee Paid |
|------------------------|------------------------|--|----------|
| 105 130 | 205 65 | Surcharge - late filing fee or oath | 65.00 |
| 127 50 | 227 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 130 | 139 130 | Non-English specification | |
| 147 2,520 | 147 2,520 | For filing a request for ex parte reexamination | |
| 112 920* | 112 920* | Requesting publication of SIR prior to Examiner action | |
| 113 1,840* | 113 1,840* | Requesting publication of SIR after Examiner action | |
| 115 110 | 215 55 | Extension for reply within first month | |
| 116 390 | 216 195 | Extension for reply within second month | |
| 117 890 | 217 445 | Extension for reply within third month | |
| 118 1,390 | 218 695 | Extension for reply within fourth month | |
| 128 1,890 | 228 945 | Extension for reply within fifth month | |
| 119 310 | 219 155 | Notice of Appeal | |
| 120 310 | 220 155 | Filing a brief in support of an appeal | |
| 121 270 | 221 135 | Request for oral hearing | |
| 138 1,510 | 138 1,510 | Petition to institute a public use proceeding | |
| 140 110 | 240 55 | Petition to revive - unavoidable | |
| 141 1,240 | 241 620 | Petition to revive - unintentional | |
| 142 1,240 | 242 620 | Utility issue fee (or reissue) | |
| 143 440 | 243 220 | Design issue fee | |
| 144 600 | 244 300 | Plant issue fee | |
| 122 130 | 122 130 | Petitions to the Commissioner | |
| 123 130 | 123 130 | Petitions related to provisional applications | |
| 126 180 | 126 180 | Submission of Information Disclosure Stmt | |
| 581 40 | 581 40 | Recording each patent assignment per property (times number of properties) | |
| 146 710 | 246 355 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 710 | 249 355 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 710 | 279 355 | Request for Continued Examination (RCE) | |
| 169 900 | 169 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 65.00

SUBMITTED BY

| | | | | | | |
|-------------------|-----------------|-----------------------------------|-------------------|--------------------------|-----------|----------------|
| Name (Print/Type) | H. Samuel Frost | Registration No. (Attorney/Agent) | 31,696 | Complete (if applicable) | Telephone | (416) 364-7311 |
| Signature | | Date | September 7, 2001 | | | |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Secbr
Bereskin & Parr



Barristers and Solicitors/Patent and Trade Mark Agents
Practice Restricted to Intellectual Property Law

September 7, 2001

Attorney Docket No. 9351-60

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

The Commissioner of Patents
and Trademarks
Washington, D.C.
U.S.A. 20231
BOX: MISSING PARTS

Re: U.S. Patent Application No. 09/855,018
For: FLOW FIELD PLATE FOR A FUEL CELL AND FUEL CELL ASSEMBLY
INCORPORATING THE FLOW FIELD PLATE
Filed: 05/15/2001
Applicant: David Frank, et al.

In response to the Notice to File Missing Parts of Application (Filing Date Granted) mailed July 12, 2001, please find enclosed:

- (1) a duly executed Declaration and Power of Attorney with respect to the above-referenced patent application;
- (2) a check in the amount of \$550.00 in payment of the surcharge of 37 C.F.R. § 1.16(e) and surcharge of 37 C.F.R. § 1.16(a) and § 1.16(d), as requested in the Notice to File Missing Parts of Application, with the fee reduced as applicants are claiming small entity status; and
- (3) a copy of the Notice to File Missing Parts of Application.
- (4) a set of Formal Drawings (16 sheets) in compliance with 37 C.F.R. 1.84

If any additional fee is required, please charge Deposit Account No. 02-2095. A duplicate of this Response is enclosed for deposit account charging purposes.

Respectfully submitted,

H. Samuel Frost
H. Samuel Frost
Registration No. 31,696
/lf
Enclosure